

THE DAILY HERALD

Salt Lake City, - - Utah.

SATURDAY, - - FEBRUARY 21, 1885.

To Subscribers of All Issues of The Herald.

The Premium List will only remain open a short time longer, as the Distribution occurs within two months from this date. We wish to impress upon the minds of Subscribers that numbers are only issued to those who pay all arrears and one year's subscription in advance. Those who pay semi-annually, quarterly, monthly or weekly should change their names to the yearly roll at once. New Subscribers may have the numbers forwarded to their address, on receipt of the Subscription price. One Hundred Premiums, aggregating Five Thousand Dollars in Value. The opportunity for obtaining one is rapidly drawing to a close.

LOCAL BRIEFS.

McCORMICK & Co. yesterday received Baroka ore, \$2,400; Mayflower ore, \$1,710; total, \$4,110.

THE SKELETON, yesterday, commenced suit before Justice Pyper for \$250 against Jay and Russell.

BROOK'S LEADER is the name of a cigar made expressly for Mr. G. F. Brooks. It is a very good one.

THE FUNERAL of Dr. Crookwell will take place to-day, at 1 o'clock, from the Ninth Ward meeting house.

THE BODIES of Mrs. Ford and child and those of Mr. and Mrs. Ballou's four little ones were buried yesterday afternoon.

TO-DAY the trial of Tanner and Mrs. Morton, charged with the abduction of a child of Elbridge Tufts, commences before Judge Zane.

THE JURORS in the Murphy case express themselves as delighted with the treatment received at the Palace Hotel from the hands of Mrs. Shear.

AFTER CAREFUL investigation we are prepared to announce that all trains of both roads are running on time; this assertion is only good for to-day, however.

THE CASE of the People vs. Andrew Pettit and John Kelly, all four cases were yesterday dismissed on motion of Mr. Dickson for an insufficiency of evidence.

JUDGE ZANE intends going to see Patience, and with a view of not marring the performance, he has excused Mr. J. D. Spencer from jury duty until Tuesday morning.

MADISON'S FULL company numbers nearly one hundred people. Scandal is undoubtedly the great star of the attraction, though Fursch-Mad and Cavallazzi excite almost as much anticipation.

PATIENCE SEATS will be sold at 10 o'clock this morning. No advanced prices; the librettos of the opera will be sold at this performance; the programmes are of the most unique, and were done at the Herald Job Rooms.

N. D. HOGG, formerly of this city, has been appointed U. S. passenger agent; there were several applicants for the position, among them a newspaper reporter of the city; Mr. McPherson has returned east.

MAJOR HILL, returned from Frisco on Thursday. A HERALD reporter learned on calling at the office yesterday that the ground still continues to settle, and that no examination would be made until it was deemed absolutely safe to venture into the mine.

IT OCCURRED somewhat suddenly, but it is, we trust, none the less a subject of congratulation. We refer to the marriage of Mr. Ralph Savage and Miss Belle Davis, which was consummated by Judge Smith on Thursday morning, at the residence of the bride's brother.

THE HEAVY men who went to Alta, risking their lives, enduring great fatigue and doing remarkable work, are deserving of something more substantial than credit. The question arises, will any of them receive of the money subscribed as a relief fund? Who speaks first?

A. R. REYWOOD, the Ogden lawyer, was in town yesterday. He is negotiating the subject of a pardon for Lewis who was recently sentenced to the Penitentiary for stealing a calf. There are said to be a good many mitigating circumstances in the case, and the petition for a pardon is numerously signed.

THERE WAS sport and some excitement in the Petroleum Exchange, at Piteburg, yesterday, the price climbing up to 76 from 72½, and the sales exceeding 5,000,000 barrels. To the farmers of gas this item goes for kerosene, but coal oil users will say that commodity is high enough.

THE POLICE Court, yesterday, was graced once more by the appearance here of the redoubtable Kate Crowther. This time she was accused of the same old crime—petting things under false pretenses, having consorted with Mrs. Land at the Herald's restaurant, to the extent of \$14. Kate will board in the jail for a few days.

AT THE Music Hall, this evening, will be given the drama of "The Marble Heart," by the Salt Lake Dramatic and Musical Association, which numbers among its members some of the leading amateur talent of the city. To-morrow they introduce some beautiful songs and choruses, and a pleasant time is promised to all who attend.

A LITTLE incident occurred at the wreck on Rock Creek worthy of note, showing presence of mind and a regard for the railway company's rules. An engineer driving the head engine, by the name of Pete, finding his engine going, grabbed the whistle and then jumped. Getting on the bank, he called out, "Come on, boys, I am side-tracked," as the other engine went headlong past him.

THE MANY friends of "Old Tom McMillan" will be rejoiced to learn that he escaped from the snow slide in Big Cottonwood, where he was thought to have perished. Mr. A. Rogers, of Cunningham & Co., had the pleasure of seeing him in Sandy yesterday; he was caught in the slide as it was feared, and carried into Big Cottonwood Creek; though almost strangled with water, he dug his way out, and walked to Argenta.

EXTRA fine quality XXXX at flour \$2.80, at G. F. Colmer & Bros.

A BOLD ATTEMPT.

The Blackmail Mystery Unravelled.

SERGEANT AN EMBEZZLER.

Baldwin a Confidence Sharper who Palmed Himself Off As a Detective.

Mr. James Walts, one of the County commissioners of Custer County Colorado, who comes here as the agent of the Governor of Colorado, and whose coming has been so variously anticipated, arrived by the Union Pacific yesterday morning. To place before its readers a clear understanding of the whole confused matter which brings Mr. Walts to Utah, THE HERALD sent a reporter to interview the gentleman at the Walker House last evening. Mr. Walts expressed his willingness to give the object of his visit to the public, and the reporter asked him for a detailed statement of Mr. Sargeant, his antecedents, present troubles, etc., etc.

"Mr. Sargeant," said the Commissioner, "was elected Treasurer of Custer County in 1879, and served two years; in 1881 he was re-elected and his term expired in 1883; before he went out of office, it had been suspected that there was some irregularity in his accounts, and an investigation showed a shortage of about \$4,000 of this amount there was something like \$300—in which the evidence was not very clear, and a settlement was made with him on payment of the sum of \$3,107. He had not been out of office long before, in presenting bills for taxes, Sargeant's receipts began to be encountered, and it was found that he had received sums of money on account of taxes and never given the parties credit. A warrant was issued for his arrest, but he avoided it by leaving at 10 o'clock one night; that was the last heard of him until his recent turning up in Salt Lake."

"What was the amount of his default?"

"That we can not yet tell, as we don't know how many more receipts of his may be yet encountered. We do not suppose it to have been less than \$30,000, however."

"And how did you learn he was in Salt Lake?"

"I was in the telephone office at Rosita one night, when there came a message from the telegraph office at Silver Cliff directed to the sheriff. It was signed 'Baldwin, Salt Lake' and enquired whether Sargeant was wanted in Custer County and what the reward was? The answer was returned that no reward was offered, but that the man was wanted. I myself telegraphed Baldwin later, offering \$500 reward on behalf of the county, and on Friday, the 6th inst., I received an answer from Baldwin stating that he had arrested Sargeant, and asking me to send a requisition along at once. I had Governor Eaton do this, and Baldwin received the requisition from the express office in Salt Lake, on the following Tuesday night, the 10th inst."

"And who is Baldwin?"

"He is a perfect stranger to me. I supposed he was a detective from his telegrams, and so had Governor Eaton send him the requisition without any hesitation."

Captain Hawley, who was present during a portion of the interview, stated that Baldwin's real name was Hardy, and that he was a tin horn gambler and general sharper.

"And Baldwin, or Hardy, arrested Sargeant at a hotel, without a shadow of authority, even before he received the Governor of Colorado's requisition?" said the reporter in astonishment at the blackmailers' audacity.

"Precisely," said the captain with a smile, "and kept him locked up in Mix's room in the Hill Building until the requisition came, as well as some time after its arrival."

"Where are Hardy and Mix now?"

"Oh, Hardy has 'skipped' some days since. Mix is here; he, of course, professes ignorance of the whole affair."

"And what about the \$1,000 Sargeant was to pay Hardy to release him?"

"That's correct enough," replied Mr. Walts, "from all I can gather, Hardy preferred to take \$1,000 from Sargeant rather than \$500 from me. Sargeant sent a man named Houtz, who was a fellow Coloradoan and a former partner, back to Rosita, where he got the \$1,000 that was to be his friend's freedom. His imprisonment in Mix's room becoming known, the habeas corpus being obtained, the bargain was broken, and the whole affair brought to the light."

Upon seeing Mr. Walts' credentials and listening to his story, Governor Murray expressed himself as entirely satisfied, and Sargeant was at once turned over to his custody. The venerable defaulter attempted to have the Governor believe that he was afraid to trust himself with Walts, whom he called an enemy, and asked that Houtz be allowed to accompany them back to Colorado. Mr. Walts declined to consider this proposition, as he would then simply have two prisoners instead of one. An escort, however, probably Captain Hawley, will bear the two company. They leave to-morrow.

What appeared to be a very mysterious affair is thus fully explained. Sargeant's motive in trying to hush up the publicity of a habeas corpus hearing, can now be understood, and Baldwin's bold attempt, though it failed to yield him the benefit he was striving for, restores to Custer County a criminal who might otherwise have gone undiscovered.

Coming Home.

Apostle John Henry Smith left Liverpool for America, Saturday, 21st ult., on the S. S. Alaska. He was accompanied by Elder C. E. Angell, who was released to return home on account of ill health. President Smith did not expect to proceed immediately to his home in Utah, but will probably spend a short time visiting relatives in the eastern States. A number of the Elders and Saints gathered in from the adjacent districts, and gave President Smith a reluctant and affectionate farewell. —*Millennial Star.*

Six drops of Rocky Mountain Cough Syrup administered to an infant afflicted with cough or croup will certainly relieve its trouble.

RAIL FORFEITED.

An Instance Which Shows that the Law Does Not Always Delay.

An instance of what it cost to "merely step outside for a moment" occurred in court yesterday. W. C. Hall, of Park City, who had been indicted for assault with a deadly weapon, and whose case had been set for trial yesterday, hung around with his witnesses during the greater part of the morning, but in the afternoon, seeing the lawyers arguing, as he supposed, on some other case, he sauntered out. A moment later his case was called, all the witnesses responded. His attorney, Mr. Lomax, arose, but the principal was nowhere to be heard. A warrant occurred while a deputy was sent out in search. He returned unsuccessful, and another wait occurred. As Mr. Hall had not yet returned from his saunter, Judge Zane ordered the bail to be declared forfeited, and Clerk McMillan, as is the rule, called out the names of the bondsmen three times each, M. S. Ascheim and William Ferry, of Park City, who were declared liable for the sum of \$500 for failing to produce Mr. Hall when required. A little while later Mr. Hall sauntered in and innocently inquired if he had been wanted. His feelings on learning that his bail had been declared forfeited, may be well imagined. It is probable that an attempt will be made this morning to reopen the case.

A GENEROUS ACT.

Mr. Dickson has the Charge Against Thomas Heninger Dismissed.

After nearly six years of waiting, caused for the greater part by the inefficiency of the late Van Zile, the case of the United States vs. Thomas Heninger, of Ogden, charged with polygamy, came up for trial. Heninger was indicted in November, 1879, by a Grand Jury, of which Jas. F. Bradley was foreman; he came into court for the first time yesterday, and to all, except his lawyers, Judge Williams and F. S. Richards, his appearance was certainly a great surprise, if not an actual shock. He is an old man, more than 70 years of age, and supported himself yesterday by a cane, which he also used to feel his way with; he was apparently half-blind, and an affliction of some kind caused a constant distortion of his features fearful to behold; a purple handkerchief bound about his bleached locks, heightened the peculiarity of his general appearance. The indictment was read to him, and during the reading he was barely able to stand up from excessive old age. Judge Williams said he desired to interpose a demurrer to the complaint, and he was in the midst of his argument when he was interrupted by Mr. Dickson's arising and saying:

"May it please your honor: I move that the charge against this defendant be dismissed. This is the first time I have seen the man, and I am sure from his appearance that the ends of justice would not be promoted by his conviction."

There was a movement of surprise among the spectators at this unlooked-for speech, and the old man looked feebly about without a trace of comprehension. The Judge said briefly, "Let it be dismissed then," and Mr. Richards explaining to Mr. Heninger that he was a free man, a smile broke over his withered features, and he clasped his hat on his head in an ecstasy of forgetfulness. Speedily recalling himself, however, he put his hat under his arm and hobbled out of court, the object of the mingled sympathy and derision of the assembled mob.

MARSHAL IRELAND'S RETURN.

Favorable Chances For a New Penitentiary.

United States Marshal Ireland returned from a somewhat extended trip east yesterday by the delayed Union Pacific train, and was seen by a reporter of THE HERALD last evening.

"What are the prospects for a new Penitentiary, Marshal?" the reporter inquired.

"They seem to be very good," was the reply. "Mr. Caine and myself held several meetings with the committee having the affair in hand, and everything looks favorable to the Territory's procuring the building."

"You did not bring Mr. Averil back with you?"

"No; I had a requisition for him on the charge of embezzlement, and I made the arrest. He was liberated by the court, however, on a writ of habeas corpus."

"On what grounds?"

"He was indicted for having embezzled moneys committed to his charge as a United States officer. The Court held that as clerk of the court he was not a United States officer, and he escaped on that."

"The money has been paid, has it not?"

"Yes, I believe he remitted it; but that, of course, would not release the indictment."

"What the chances were for the various aspirants to the office he now holds the reporter did not inquire of Mr. Ireland. As the latest arrival from the seat of war, his attention will be pretty well engrossed for the next few days satisfying the anxious inquiries of his brother P. O. H.'s."

LOCAL BRIEFS.

Mr. BLANCHARD made his appearance again in court yesterday, seeking for some one to take charge of a case which he had coming up. It was a little embarrassing to have to explain to his client that he had been discharged since last meeting him, but Mr. Blandin was equal to it.

Mrs. BRIGHTMORE, surnamed "The Terror of Tooele County," is in the city consulting with Judge McBride about obtaining a writ of habeas corpus in the case of her man Honey, who was jailed by the Grantsville authorities for the same offense as the lady herself.

SOME of the last relief party which went to Alta Thursday morning have returned, and the remainder will probably be in to-night. Those who came down yesterday report that a desolate scene is presented at the head of Little Cottonwood.

THE END OF IT ALL.

The Jury in the Murphy Case Disagree.

A DEBATE OF TWENTY HOURS.

They Are Discharged, and the Long Agony Must be Gone Over Again.

At 10 o'clock yesterday morning, it was fully expected that the jury in the Murphy case would have reached a decision after their fifteen hours vigil, and the court room at that hour was thronged with people eager to learn the verdict. Murphy sat in his usual seat, and with the exception of a slight paleness, he gave no sign of feeling the long suspense he had been subjected to. As the time wore away without any news from the jury room, Deputy Sprague was dispatched to learn what the prospects were for an agreement. He returned with the answer that the jury had not yet decided. The attention of the Court was then taken up with the cases detailed elsewhere, and it was not until after the noon adjournment had been taken and the court room cleared of spectators, that the judge seemed to remember that the Murphy case was still hanging fire. At the suggestion of Mr. Dickson the jury was sent for, in order that it might be known how they stood. As they filed into the room, after nearly twenty hours of wrangling without sleep, one unacquainted with the facts, would almost have supposed from their appearance that they were a party of offenders arrested for some all night jambooree and just being brought in to answer.

Murphy gazed fixedly at them as they took their seats, his great eyes looking rather like glass balls as he continued to stare at the men who had the secret of his life in their keeping. A reporter of THE HERALD who sat near him, out of sheer pity, whispered to him "to brace up," but his reply attempted with a sickly smile, died away without sound.

The roll was called, and all the members answered briskly. Judge Zane then asked if they had agreed on a verdict, and Mr. Nichols, the foreman, responded: "We have not your honor."

THE JUDGE—Is there any likelihood of an agreement?

MR. NICHOLS—It appears not.

MR. DICKSON said he would like to have the jury state as to how they were divided. After a conference with Judge McBride, however, who appeared to oppose this, the request was withdrawn.

The Judge then announced that the jury would be discharged from further consideration of this case, and the twelve members with a sigh, that rustled the courtroom shutters, stepped down and out of the box. Murphy was led out to again go to the penitentiary, looking almost as much dejected with the prospect of going through the whole case again as if he had received the death sentence. He has a sister in Nevada and two brothers in Wisconsin, who are understood to be furnishing the means for his defense.

From interviewing a number of the jury, a HERALD reporter found that the vote stood 10 for conviction on the charge of manslaughter and two for acquittal; these two were J. R. Nichols and J. D. Spencer. The theory on which they stood out was that Murphy ought to be found guilty of murder in the first degree or released altogether, as in their reasoning, they narrowed it down to this: that he either knew Egan when he shot him and thus committed murder, or he shot him honestly believing he was a robber, in which case he was innocent. They inclined to the belief that Murphy did not know Egan, thus of course discrediting Dwyer's deposition altogether. The ten men who stood out for manslaughter were of the opinion that Murphy knew Egan when he shot him, but that he was drunk at the time he did it. The ballot on murder in the first degree gained no votes at all. Murder in the second degree stood eight for to four against, and manslaughter was finally settled on with the result announced in court.

The jurors all agree in their accounts of a generally enjoyable time until the all night debate took place. A chief source of amusement to the whole body from all accounts, has been the tantalizing of Deputy Hurd, who stuck to his duty from the first as faithfully as a shadow.

ALL DOWN.

The Last of the Alta Survivors Brought to the City.

From Johnny Affleck, one of the party returned from Alta last evening, we learned that they brought down Mrs. Keist, she having been persuaded to make the trip. The lady is in a somewhat critical condition, both eyes are blackened, her face bruised, and her face and neck are badly burned by the stove which fell on her when caved on by the slide. She was glad to reach the city, where she will receive the kind attention of friends. Mrs. Johnson and her four children were also brought down, all of them in good condition, considering the severity of the trip and the cold weather. Mrs. Hemmet and child made up the party escorted to the city eight in all. The Chinaman was not found, although digging for his body was maintained until late on Thursday evening. The rescuers were treated well at Wallace & Tucker's store, and by Mr. W. P. Rowe, who had charge of the company of men. The names of those of the party who returned are:

W. P. Rowe, Johnny Affleck, George Bennt, George P. McDonald, Joseph Householder, Ed. Gilman, J. A. Smith, James A. Coates, Pat. Cornell, W. J. O'Neil, E. H. Mitchell and F. J. Sullivan.

Pretty Women.

Ladies who would retain freshness and vivacity. Don't fail to try "Wells' Health Renewer."

F. AUERBACH & BROS. are offering "real bargains" in Russian Circulars, Newmarkets, Dolmans and Children's Cloaks.

A VENERABLE CASE.

On Trial for Polygamy; Waiting, Still Waiting.

The case of John Fowler, formerly conductor of the Ogden Tabernacle choir, one of co-equal age and standing with that of Heninger, and one of the same character, polygamy, came up out of its retirement yesterday. Mr. Williams, Mr. Richards and Mr. Bennett represented Mr. Fowler. He is a man of short stature and with a quiet demeanor; a peculiarity in his eyes, and his motions in walking evince that he is afflicted with partial blindness. The whole morning was consumed in the arguments on a demurrer to the indictment, which was at length overruled by Judge Zane, who pronounced the indictment good. Mr. Fowler was arraigned and pleaded not guilty to the charge of "having married one Amelia Farley, while his first wife was living and undivorced."

MR. DICKSON announced that he was not in readiness to proceed in trial, as the marshal had been unable to find the alleged second wife, Miss Farley; she was in Ogden last fall, but now was missing, and it was simply impossible to proceed to trial without her. He therefore asked a continuance.

MR. RICHARDS opposed a continuance. The case had now been pending for five years and a half, he said, and through no fault of the defendant's. It could not be shown that it was by any fault of his that the witness was missing, and there was no likelihood that she would ever be produced. Mr. Richards therefore insisted on going to trial or having the case dismissed.

JUDGE ZANE said it was evident the witness was evading the summons, and as the defendant was out on bail, he thought in the interests of justice the case should be continued, and the witness found if possible.

MR. RICHARDS excepted to the ruling. Mr. Fowler left the court room, his bonds being continuous, and will again have to await the slow motions of the law.

FIVE HUNDRED DOLLARS OUT.

Ferdinand Hintze Fails to Respond, and is Liable for the Amount of His Recognizance.

Yesterday morning, in Judge Zane's court, the case of Ferdinand F. Hintze came up in its regular turn, and the name was called out by the Judge. Mr. Dickson arose and said he understood the defendant was out of the Territory. His name was called three times by the bailiff, and then his bail was declared forfeited. Cyrus H. Gold and John Maquist had signed a bond for \$500 on December 23d, 1883, guaranteeing the appearance of Mr. Hintze when his case came up, and the name of each of these gentlemen being called about three times, the bail was forfeited and the judgment recorded against the bondsmen.

Mr. Hintze will be remembered as the Big Cottonwood farmer who was arrested for unlawful cohabitation, on December 20th, 1882, the day before he was about to start on a mission to Europe. He pleaded not guilty in court three days later; in March, 1884, the case came on for trial, but was not continued on the affirmation of Assistant Prosecuting Attorney E. T. Sprague that the two material witnesses, Matilda Wall and Mary Jensen, could not be found, and that he had reason to believe that Hintze controlled their movements. It was recalled in court yesterday, with the results noted above.

A reporter of THE HERALD, hearing that Mr. Hintze was absent in Europe on a mission, and thinking it somewhat strange that he should have left his bondsmen to become liable for his non-appearance, called on Mr. Gold, of Solomon Bros. & Gold, to learn the facts in the case. Mr. Gold said that Mr. Hintze had been released on his own recognizance by Judge Hunter, March 3, 1884, and both he and Mr. Maquist exonerated his bondsmen; it was not until after Hintze had been thus released, that he left for his mission. Our reporter returned to Clerk McMillan with this report and he at once verified it. The bondsmen had been exonerated, he said, as Mr. Gold had stated, but Mr. Hintze is now indebted \$500 to the government, having failed to appear when his case was called.

"Rough on Itch."

"Rough on Itch" cures humors, eruptions, ringworm, tetter, salt rheum, frost-bite, chilblains.

Young and middle aged men suffering from nervous debility, premature old age, loss of memory, and kindred symptoms, should send three letter stamps for large illustrated treatise suggesting sure means of cure. World's Dispensary Medical Association, Buffalo, N. Y.

The finest assortment of Chenille Passementeries, at AUERBACH'S.

Bargains! Bargains!

Gentlemen wishing to save money should buy their Furnishing Goods at the daily Auction Sale, at BARNHART & CO'S, South of Postoffice.

The Continental.

The Continental Hotel is closed for repairs, the plumbers having already begun work. Guests will be accommodated at the Walker House, in the meantime. The Continental Bar will continue running as usual.

AN ELEGANT line of Carpets arriving daily. Call and examine prices. At DEWBOOBY'S.

Old Pictures, at Little, Rowdy & Co's.

Prize Carnival.

A grand prize mask carnival will be given at the Pavilion on Friday, February 21st. Prizes now on exhibition at Joslin & Park's.

WHEN you want to order a book or renew a subscription, go to Penabroke, 72 Main street.

DRAWING papers and instruments at H. Penabroke's, 72 Main Street.

CARPETS of latest designs and lowest prices, at AUERBACH'S.

MR. EDWARD AUSTIN.

The Scurrilous "Tribune" Admirably Handled.

ENGLISH CORRESPONDENTS.

The Late Manager of the London Bank Receives the Highest Testimonials.

Last night's mail brought THE HERALD the following letters:

MR. C. H. TINDAL requests the editor of THE HERALD to insert in his earliest issue the following letter which Mr. Tindal has addressed to the Tribune.

To the Editor of the Tribune, Salt Lake City.

UNITED UNIVERSITY CLUB, PAUL MALL, LONDON, February 20, 1885.

Sir—As I am the gentleman whom you inaccurately describe as "Mr. Tindell" in your scurrilous article on Mr. Edward Austin, I have to request you to insert this letter. The substance is your remarks, as regards myself, is that you seem to think valueless, and which you say were palmed off on me by Mr. Austin; and you go on to state that I was so completely under Mr. Austin's control, when I was in Salt Lake City last summer, that I was in fact made to speak to or to consult any other person on any matter of business.

I can hardly call your estimate of my character a very flattering one, though on your own showing you seem to have formed it without any personal knowledge of myself. As to my investments, I do not know on what you base your estimates of them, and I should have hardly thought that my private business was worthy of the patronizing notice of the Tribune.

Besides having been connected with other enterprises in and around Salt Lake for many years, I have, since the foundation of the London Bank, always taken considerable personal interest in its somewhat chequered career, and the opinion I have formed in connection with the other shareholders and directors is that, though we know there are dishonest people in Salt Lake City, Mr. Austin has always shown himself worthy of the confidence reposed in him; a confidence, I may add, which your reckless article will not in the least affect.

From the history of the London Bank, I have learned that the laws of your Territory are deficient in so far as they do not afford the same protection to foreign as to native capital, but I have yet to learn (and I should do so far disgraced) that liberty and so far degenerated into license with the press of your city that it could with impunity prefer in its columns criminal charges against one gentleman while it discusses the private affairs of another with a freedom amounting to insolence.

I am, Sir, Yours faithfully, CHARLES H. TINDAL.

4, COLEMAN STREET BANK, LONDON, E.C. February 21, 1885.

To the Editor of THE HERALD.

Sir—Be THE London Bank of Utah limited. My attention has been drawn to an article in the daily Tribune of your city, dated January 13 last, questioning the honesty and integrity of Mr. Edward Austin, whose appointment as my attorney to settle the affairs of the bank in Utah has been sanctioned by the High Court of Justice in England on evidence as to his honesty and fitness and after his signing a bond in \$10,000, satisfactory both to the Court and myself.

As I have strong reasons for believing that the rumors on which the article is based, were purposely circulated with a view to prejudice Mr. Austin as a witness for the bank in the trial of an action brought against it by one W. H. H. Bowers (I will say nothing of the character of the action whilst it is on foot), I think it desirable to say that I have every confidence in Mr. Austin's honesty and integrity, and that he intends to at once proceed to your city to protect the interests of the creditors of the bank and, when there, I have no doubt he will know how to defend himself against such attacks as are contained in the article referred to.

I have written as above to the Tribune, but, for obvious reasons, I may refuse a publication of my letter. I therefore ask you, on behalf of the sufferers by the failure of the bank, to grant me space in your next issue. I am, Sir, your obedient servant, H. WOODRICK KIRBY, U. S. A. F. S. S. Official Liquidator.

It Wasn't a Nigger.